

Showers Tonight; Moderate Temperature.

The Washington Times

LAST EDITION

NUMBER 6432.

WASHINGTON, FRIDAY EVENING, AUGUST 13, 1909.

PRICE ONE CENT.

MAKES FINAL PLEA TO CLEAR NAME OF LIEUT. SUTTON

Attorney Davis for Mother
and Sister Denounces
First Inquiry.

HIS VERBAL WRATH ON YOUNG OFFICERS

Reviews Case From Midnight Fight
To Present Hearing at
Annapolis.

By THEODORE H. TILLER.
ANNAPOLIS, Aug. 13.—As the mother of the boy whose suicide-stained memory is on trial, sat with bowed head and tear-dimmed eyes, while six defendant young officers, resplendent in their uniforms, sat unmoved and restless by turns, and while every one in a crowded naval court room eagerly drank in his every word, Henry E. Davis, attorney for Mrs. James I. Sutton, in her effort to prove that Lieut. James I. Sutton did not take his own life, eloquently, unsparingly, and almost vindictively, pleaded before the naval inquiry board today.

The plea ran the gamut from scathing denunciation, during which he pointed an accusing finger at the men who were with Sutton when he died, to the tenderest touches of pathos as he asked consideration for a weeping mother.

BATTERIES OF WRATH.
Upon all of the participants in the midnight campus fight and upon Lieut. Robert E. Adams especially, Mr. Davis turned the batteries of his verbal wrath. "The first person to show fight on this tragic night was Second Lieut. R. E. Adams, United States Marine Corps, who stripped himself for the fray," he exclaimed, the speaker, leaning across the table and giving the witness a withering look. "Adams the next day took his blood-stained garments to the laundry and this statement remains unattacked by this court."

The hurriedness of the first inquiry, called, as he described it, "almost on the tap of a drum," was such a procedure, Mr. Davis said, that he could not trust himself to speak his feelings.

Reads Boy's Letters.
Again, in a manner that affected the most heartless in the court room and moved many to tears, he read a portion of Sutton's last letter to his mother and one to his younger brother, Don, in which he had warned him. "Cross hades on a rotten leg, Don, before you fall to keep your word. Don't tell a lie for the best man or woman alive."

Attorney Birney, who is to sum up this afternoon, took copious notes during the speech of Davis, and Adams seemed inclined to attack the correctness of the quotations of the Sutton attorney, but Davis would not permit a testimony page reference.

Verbal Pyrotechnics.
The day had been forecast as one of verbal pyrotechnics, so the court room habitues came early and drank in every word. There were practically all of the old faces in the big throng to the left of the long witness table, and many new, including those of a good-sized Washington contingent. The defendant young officers took

(Continued on Fourth Page.)

WEATHER REPORT.

The indications are that the weather will be unsettled East of the Mississippi river during tonight and Saturday, and showers are probable in the upper Lake region, the Ohio valley, southern New England, and the middle Atlantic and south Atlantic and east Gulf states.

The winds along the New England coast will be moderate northeast and east, except light variable on the Maine coast; on the middle Atlantic coast light to moderate northeast and east; on the south Atlantic and east Gulf coasts light variable.

FORECAST FOR DISTRICT.
Unsettled weather with probably showers tonight or Saturday; moderate temperature; light to moderate variable winds, mostly east and northeast.

TEMPERATURES.

8 a. m.	62
9 a. m.	61
10 a. m.	60
11 a. m.	59
Noon	58
1 p. m.	57
2 p. m.	56

SUN TABLE.

Sun rises	5:11
Sun sets	6:57

TIDE TABLE.
Today—High tide, 5:57 a. m.; 6:37 p. m.
Low tide, 12:45 a. m.
Tomorrow—High tide, 6:59 a. m.; 7:27 p. m.
Low tide, 12:52 a. m.; 1:33 p. m.

CONDITION OF THE RIVERS.
HARPER'S FERRY, W. Va., Aug. 13.—Both of the rivers are clear today.

Moldings 1 Cent a Foot.
Frank Libbey & Co., 6th & N. Y. Ave.
—Adv.

FRIDAY THE 13TH THIS; MAKES ALL THE GLOOM

Rabbit's Feet and Other Talismans Are At a Premium,
for This Surely Is the Hoodoo Day—Even Police
Court Is Sad Beyond the Usual.

It was early this morning. The Government clerk was about to leave for his daily toll. He gave his wife a tender, lingering kiss, as though he was about to go on a long journey. He left home half an hour early, so he could walk to the office and avoid riding in the street cars. He looked up and down every street before crossing. He stepped out his own door, right foot first. His right foot was first to be placed outside his gate. He always stepped down into the street and up onto the sidewalk with his right foot first. He picked up every pin he saw. He had the left hind foot of a graveyard rabbit in his left-hand vest pocket, a four-leaf clover in his right-hand vest pocket, and as he walked over his left shoulder. Also he kept his fingers crossed all day. Because today is FRIDAY, THE THIRTEENTH.

The man who observes these things to be a pretty safe bet that no enterprise has been started today, and that none will be. Even the street cars were almost afraid to start this morning.

Friday, the 13th, threw its sinister influence over everything and everybody this morning. Nothing was done except that which had to be, and everybody that has a good luck charm carried it in a safe place all day long.

Friday has not been an unlucky day in American history, however, and the thirteenth has been a fairly lucky day. The revolutionary war started on Friday, as did also the civil war. The American army took possession of the Philippines, August 13, 1898, and it was on Friday, April 19, that the two houses of Congress adopted the Cuban resolution that led to the war with Spain—at least, it was early Saturday morning, the session having started Friday.

An unearthly, sinister, at first inexplicable gloom like a pall seemed to overhang the Police Court this morning. The very air of the courtroom seemed surcharged with fateful forebodings. The witnesses looked at each other with doubting furtive glances as though each suspected the other of perjury. One man forgot to arise when His Honor entered the room, and still this flagrant breach of etiquette passed unrebuked.

In Judge Aukam's court but one lone prisoner sat in the dock, apparently alone, his fate. Lawyers forgot to demand a retainer. Judge Aukam did not appear until nearly an hour after the regular hour of convening court. Everyone felt this appalling gloom, but none could explain its cause, until the judge casually asked what day it was.

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WILLARD MAKES RECORD FLIGHT IN CURTISS AERO

Aviator Passes Entirely Over
Three Towns Without Mis-
hap to Machine.

SCENE OF FLIGHT IS ROUGH COUNTRY

Mark Does Not Equal Orville
Wright's, As No Passenger
Is Carried on Trip.

MINNEOLA, L. I., Aug. 13.—In a cross-country flight that is said to have exceeded the Wright cross-country flight in dangerous country traversed, C. F. Willard, flying in Glenn Curtiss' Red Bug biplane today sailed twelve miles in 19 1/2 minutes.

In his wonderful flight, Willard passed entirely over three towns, across five sets of telegraph wires, and over eight country roads and made three circles of the Motor Parkway.

Traverses Hilly Country.

Willard's cross-country flight is all the more remarkable because he did not circle around on a smooth parkway, but traversed a hilly country, passed over houses and stores and kept his machine under perfect control. The French cross-country flight record is better than Willard's, but it was across an immense plain which Wilbur Wright declares "is as smooth as one's hand."

Aeronauts of the Aero Club, of New York, which owns the machine in which Willard flew, declare his flight over towns and houses shows the remarkable possibilities of the aeroplane.

Willard ascended from Mineola at 5:20 in a light breeze, and made a couple of turns over Hempstead Plains. He did not know the country about him, and had made no preliminary examinations, but simply headed toward Garden City, over which he passed at a height of 250 feet. Then he turned and sped toward Westbury, flying over that town and proceeding to Hicksville five miles and a half from the starting point. Making a wide turn over the latter town and maneuvering gracefully 150 feet in the air, Willard turned homeward.

Has Perfect Control.

His machine was under perfect control. There were woods and houses below him at all stages and a descent would have been practically impossible. The descent was made fifteen feet from the place where he ascended.

Willard declared immediately after the flight that he had intended remaining in the air longer, and to break a record if possible, but that when over Hicksville he felt his machine working badly and as there was no safe place for him to land, he thought it best to return to a landing place before the machine got into serious trouble.

Willard is using the machine with which Glenn Curtiss first broke the American 1909 record by remaining up fifty-three minutes.

Won't Fly Today.

BUFFALO, N. Y., Aug. 13.—Dr. Francis Meyers, Hampton port aeroplane inventor, is convinced, he says, that Friday, the 13th, is no day to attempt the initial flight of an aeroplane.

In a large barn on the Kensington road, half a mile from the city limits, he has been grooming his machine for a flight. But the hoodoo accompanying the day ruined his hopes. When the machine was being taken out of the barn, one of the wings was so badly torn flight today was impossible.

NAVY MAY ADVERTISE
FOR AEROPLANE BIDS

Following up the lead in aviation which the United States Signal Corps has gained upon other nations through its possession of the Wright aeroplane, the best heavier-than-air machine in the world today, the Navy Department of the United States wants to have Uncle Samuel's navy the first to be equipped with heavier-than-air flyers, and unless Secretary Meyer opposes the department will advertise, in the near future, for bids for two aeroplanes.

Specifications have been drawn up for the sort of bi-plane, generally speaking, the department wants, and while, of course, the purchase of two machines will be but a small step, it is probably the first in a series which may lead to that eminence where every battleship shall be equipped with a bi-plane—its scout, with an air-cruising radius of forty or fifty miles.

A machine like that which the Signal Corps has acquired, which can go better than forty miles an hour, would be invaluable as a scout to a big sea fighter. It is probable that the department will require a machine that can stay up for at least four hours without replenishing its fuel or alighting. This would give a cruising radius of more than 150 miles while it would mean that no enemy could approach unknown.

If it were possible later to place on the bi-planes immense searchlights even at night such scouts would be able to detect the coming of an enemy's fleet. The launching of a bi-plane from a warship's deck would not be particularly difficult, but the landing would present some pretty problems even for experienced operators like Orville or Wilbur Wright. Housing the machine would be a minor detail.

Secretary Meyer, it is believed, will not oppose the plan for providing the department with bi-planes, since he was an enthusiastic follower of the Wright maneuvers at Fort Meyer.

BEACHY UNDAUNTED
BY NARROW ESCAPE

BALTIMORE, Md., Aug. 13.—Undaunted by his narrow escape from death, Hillery Beachy, the young aviator, is repairing his dirigible airship today and will attempt to beat his brother's record of last year.

(Continued on Second Page.)

DR. WU WILL CODIFY LAWS OF THE EMPIRE

Recall Is Thought
To Mean Promotion

Successor, Chang Yin-Tang,
Is a Well-Known
Diplomat.

When Dr. Wu Ting-fang, twice minister from China to the United States, one of the most picturesque and one of the most popular members of the Diplomatic Corps here, returns to Peking to answer the recall of the foreign office, he will engage, it became known today, in the laborious task of codifying the laws of the Republic.

The State Department was notified officially today of the recall of Dr. Wu and the appointment of Chang Yin-Tang, Yen Wei-ching, the second secretary of the legation, who, a graduate of the University of Virginia and a typical progressive Chinaman, has become one of the notable men of the diplomatic set. Friends of Dr. Yen were predicting today that some time he will return to Washington in a much higher capacity.

The work which Dr. Wu will perform for his country when he reaches Peking is to indicate that his recall is a promotion in the line of "rotation in service," according to the plan which the imperial government has adopted for its diplomatic representatives.

Dr. Wu, after his recall from the ministry to this country in 1902, spent several years in the codification of the laws of the empire. Since the whole system of Chinese jurisprudence, however, is to be modernized in conformity to some extent, at least, to Western standards, it is an immense work and requires the time and intelligence of China's best men.

Reports that Dr. Wu's recall is due, partially at least, to the downfall of Yuan Shai-Kai, his great personal friend and the former's well-known friendliness toward Americans and Americans.

(Continued on Ninth Page.)

PINCHOT TO RETIRE AS CHIEF FORESTER FOLLOWING SPEECH

Attack on Ballinger to Be
Rebuked, Say Friends
Close to Taft.

CLASH REGRETTED
BY ADMINISTRATION

Friends of President Fear His
Policy Will Be Misinterpreted
By the Public.

By JAMES HAY, Jr.
BEVERLY, Mass., Aug. 13.—The President takes no stock in the widely published reports that Secretary of the Interior Ballinger should be forced from the Cabinet.

Thus far, Mr. Taft stands squarely behind the Secretary of the Interior in his claim that the policy of conservation should be furthered according to the law and not by such generous constructions of the statutes that the courts may later overthrow the work in this manner.

PINCHOT THROWS GAUNTLET.

More and more the opinion is forming here that Gifford Pinchot, in his drastic criticisms of the methods of this Administration, has thrown down the gauntlet to the Taft regime in such a manner that his official head will pay the penalty. It is a fact beyond question that the situation will result in the dismissal of either Pinchot or Ballinger, and it is equally a fact now that Mr. Taft contemplates no dismissal of Ballinger.

Pinchot's Friends Active.

News has reached here that Pinchot's friends are actively in the field with charges against Ballinger that he has not furthered the cause of conservation as he should have done. A rumor has also come to Beverly that an effort would be made to dislodge Ballinger because he was an attorney for the Cunningham group of coal claims in Alaska, after he had been Commissioner of the Land Office under Roosevelt.

Several months ago the President endorsed Mr. Ballinger's policy of going only so far in the matter of conservation as the statutes allowed. It was with the approval of the President that in April Ballinger instructed the director of the Geological Survey to make a thorough investigation of power sites "under the public domain outside of natural forests," for the purpose of obtaining from the next session of Congress legislation to prevent an improper use of them by combinations or trusts.

At that time, the Secretary of the Interior expressly stated that he wished to take every precaution possible to prevent these sites being used monopolistically.

From what has been brought out so far, the Administration can not see that Mr. Ballinger had ever been guilty of an indiscretion in having acted as attorney for the coal claims in Alaska. Nothing has been brought to the attention of the President to show that the present Cabinet officer was guilty of evading any law either in its letter or in its spirit.

Stands By Ballinger.

It is for these reasons that the President stands behind Ballinger.

The fact that Secretary of Agriculture Wilson is supporting Forester Pinchot in his fight on Ballinger has revived the rumor that Mr. Wilson may eventually resign from the cabinet. If this turns out to be true, the final crop of trouble which is now raging, it is thought, will be the retirement of Wilson and Pinchot from public life and the retaining of Ballinger in the Cabinet.

It has already been practically decided to dismiss or in some way get rid of Frederick H. Newell, director of the Reclamation Service, who comes under the general category of having gone further in his projects than a proper reading of the statutes provided.

It is not believed here that the crisis will come until after the President has made his tour of the Western States.

The only thing which can force it earlier will be the tactics of the Administration. The President prefers to study the subject at close range and to have every available fact in his possession before taking final action.

The fact which is the salient feature of the situation so far is that Pinchot and his friends are confronted with the task of bringing forward some mighty strong evidence before they can achieve the downfall of Ballinger.

Taft for Conservation.

It cannot be stated too strongly that Mr. Taft is in favor of the Roosevelt policy of conservation of natural resources. He has said so in numerous speeches, and he has not changed his mind. But he is as insistent as is the Secretary of the Interior that the work must be carried on according to law, and that if the laws are now insufficient, additional laws must be passed by Congress.

Mr. Pinchot's Spokane attack on the Taft-Ballinger methods is still one of the principal subjects of discussion here, and it is regretted by the friends of the President because of the fear that it will act temporarily to put this Administration in light of opposing the policy of conservation. As a matter of fact, it is said on excellent authority that Mr. Taft's message to Congress next winter will leave no doubt of the fact that he stands for a continuance of the Roosevelt.

Turned Porch Columns, \$1.35.
Frank Libbey & Co., 6th & N. Y. Ave.
—Adv.

DR. WU WILL CODIFY
LAWS OF THE EMPIRE

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To Mean Promotion

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Is a Well-Known
Diplomat.